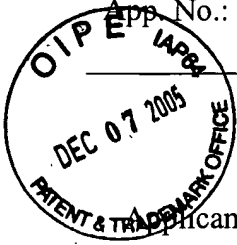


Please Direct All Correspondence to Customer Number **20995****TERMINAL DISCLAIMER UNDER 37 CFR § 1.321**

Applicants : Paul E. Denney et al.  
App. No : 10/803,272  
Filed : March 18, 2004  
For : METHOD AND APPARATUS FOR  
MATERIAL PROCESSING  
Examiner : Jimmy T. Vu  
Art Unit : 2821

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

***Disclaimer by Assignee***

Assignee, Loma Linda University Medical Center ("Assignee"), hereby disclaims, except as provided below, the terminal part of any patent granted on the above-referenced application which would extend beyond the expiration date of the full statutory term of any patent issuing from U.S. Patent Application No. 10/690,983, and hereby agrees that any patent so granted on the above-referenced application shall be enforceable only for and during such period that the above-referenced application and any patent issuing from U.S. Patent Application No. 10/690,983 are co-owned. This agreement extends to any patent granted on the above-referenced application and shall be binding on its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-referenced application prior to the earlier of the expiration date of the full statutory term of any patent issuing from U.S. Patent Application No. 10/690,983, and that of any patent issuing on the above-referenced application in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise

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terminated prior to expiration of its full statutory term, except for the separation of legal title stated above.

***Right of Assignee and Ownership***

In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the owner of a 100 percent interest in the above-referenced application and co-owned, Application No. 10/690,983. The assignment of Application No. 10/690,983 is recorded at Reel No. 015016, Frame No. 0171 by the Assignment Branch of the Patent and Trademark Office. The Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.

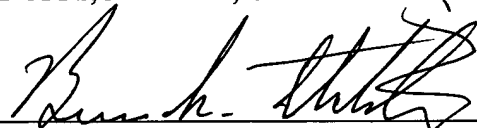
***Empowerment of Attorney***

Pursuant to 37 C.F.R. 1.321(a) the undersigned attorney of record is empowered to act on behalf of the Assignee, by virtue of a Power of Attorney.

This Terminal Disclaimer is accompanied by the \$130 fee set forth in 37 C.F.R. § 1.20(d).

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR LLP



Bruce S. Itchkawitz

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Date: December 2, 2005